

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 1:30 P.M. Present: Honorable Steven M. Vartabedian, Associate Justice; Honorable James F. Thaxter, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Anthony Lauria, Deputy Clerk.

F026460 People v. Mendoza

Counsel for appellant stipulates that (1) Presiding Justice Ardaiz the absent assigned justice participate in the determination of this appeal, and (2) Presiding Justice Ardaiz to listen to the tape recording of oral proceedings upon his return. Cause called and argued by Brian A. Wright, Esq., counsel for appellant. Louis M. Vasquez, Esq., Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

At this point Ardaiz, P.J. joins the bench.

F025156 Carter, et al. v. City of Porterville

Cause called and argued by Fred V. Spallina, Esq., counsel for appellant and by Kimberly A. Kralowec, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Monday, January 12, 1998 at 1:30 P.M.

F027953 People v. Matthews

The order is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F025662 In re Amin T., a Minor

The judgment is affirmed with modifications.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F025539 People v. Martinez

The judgment is affirmed. The abstract of judgment is ordered to be amended to reflect imposition of the full two-year enhancement under section 12022.5 on count one. Buckley, J.

We concur: Dibiaso, Acting P.J.; Thaxter, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F024821 People v. Stewart

The judgment of conviction is affirmed. The matter is remanded for resentencing. Thaxter, J.

We concur: Dibiaso, Acting P.J.; Buckley, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F026043 Vista King Ranch, LTD., et al. v. Schaefer, et al.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F027708 People v. Byrnes

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.